

Mar 26, 2018

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

vs.

AHMAD SHA TARSHI

Defendant.

2:05-CR-00038-LRS-1

Protective Order Regulating
Disclosure of Discovery and
Information Contained Therein

The United States of America, having applied to this Court for a protective order regulating disclosure of the discovery materials and the confidential information contained therein (the “Discovery”) to counsel for the Defendant in connection with Rule 20 proceedings in the Western District of Washington, and the Court finding good cause therefore, **IT IS HEREBY ORDERED:**

1. The United States’ Motion for Protective Order Regulating Disclosure of Discovery and Information is **GRANTED**.

2. The United States is authorized to disclose the discovery and confidential medical information materials (hereinafter “Discovery”) in its possession pursuant to the discovery obligations imposed by this Court.

3. Government personnel and counsel for Defendant shall not provide, or make available, the Discovery to any person except as specified in this Order or by approval from this Court. Therefore, defense counsel and the Government shall restrict access to the Discovery, and shall only disclose the Discovery to their client, office staff, investigators, independent paralegals, necessary third-party vendors, consultants, and/or anticipated fact or expert witnesses to the extent that defense counsel believes is necessary to assist in the defense of their client in this matter or that the Government believes is necessary in the investigation and prosecution of this matter.

1 4. Third parties contracted by the United States or defense counsel to provide
2 expert analysis or testimony may possess and inspect the Discovery, but only as
3 necessary to perform their case-related duties or responsibilities in this matter. At all
4 times, third parties shall be subject to the terms of this Order.

5 5. Discovery in this matter will be made available to defense counsel via access
6 to a case file on USA File Exchange or through a diskette containing a copy of the
7 discovery. If necessary to review discovery with her client, defense counsel may
8 download the discovery and duplicate only once. Discovery materials may not be left in
9 the possession of the defendant. In order to provide discovery to a necessary third-party
10 vendor, consultant, and/or anticipated fact or expert witness, defense counsel may
11 duplicate the discovery only once. No other copies shall be made, by defense counsel or
12 the defendant, without prior approval from this Court.

13 6. To the extent that defense counsel makes any portion of the Discovery
14 available in paper format to anyone, including his client, outside of counsel's office,
15 defense counsel shall ensure that any and all financial account, sensitive and confidential
16 information is redacted or removed.

17 7. All counsel of record in this matter, including counsel for the United States,
18 shall ensure that any party, including the Defendant, that obtains access to the Discovery
19 is provided a copy of this Order. No other party that obtains access to or possession of
20 the Discovery shall retain such access or possession unless authorized by this Order, nor
21 further disseminate the Discovery except as authorized by this Order. Any other party
22 that obtains access to, or possession of, the Discovery once the other party no longer
23 requires access to or possession of the Discovery shall promptly destroy or return the
24 Discovery once access to Discovery is no longer necessary. For purposes of this Order,
25 "other party" is any person other than counsel for the United States, counsel for the
26 Defendant, or the Defendant.

27 8. All counsel of record, including counsel for the United States, shall keep a
28 list to identify each person to whom the Discovery is disclosed and who was advised of

1 the requirements of this Order. Neither counsel for the Defendants, nor the counsel for
2 the United States, shall be required to disclose this list of persons unless so ordered to do
3 so by the Court.

4 9. Upon entry of a final order of the Court in this matter and conclusion of any
5 direct appeals, government personnel and counsel for defendant shall retrieve and destroy
6 all copies of the Discovery, except that counsel and government personnel may maintain
7 copies in their closed files following their customary procedures.

8 10. Government personnel and counsel for the Defendant shall promptly report
9 to the Court any known violations of this Order.

10 **IT IS SO ORDERED.** The District Court Clerk is hereby directed to enter this
11 Order and provide copies to counsel.

12 **DATED** this 26th day of March, 2018.

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14 *s/Lonny R. Suko*

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16 Lonny R. Suko
17 Senior United States District Judge
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